

Patent
Attorney Docket No. 78656



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

BELIN et al

Confirmation no.: 9972

Application No.: 10/525,769

Art Unit: not yet assigned

Filed: September 5, 2002

Examiner: not yet assigned

Title: Technology Independent Information Management

REQUEST FOR RECONSIDERATION OF HOLDING OF ABANDONMENT

Commissioner for Patents
United States Patent and Trademark Office
via PCT Legal Administration
BOX 1450
Alexandria, Virginia 22313-1450
Page 1 of 7

RECEIVED
29 AUG 2005
Legal Staff
International Division

Sir:

The above-noted application was issued a Notification of Abandonment on July 27, 2005. The Notification stated that "Applicant has failed to provide the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2))." Applicants respectfully request reconsideration and removal of the holding of abandonment. The facts of this case are as follows:

Applicants filed International Patent Application No. PCT/SE02/01594 on September 5, 2002, claiming priority to U.S. Provisional Patent Application No. 60/317,296. Applicants withdrew the priority claim as noted in the Notification of Withdrawal of Priority Claim mailed on January 14, 2004 (copy attached). On February 28, 2005, Applicants filed a request for national stage entry with the U.S. Patent and Trademark Office and authorized the Commissioner to debit the full U.S. Basic National Fee, and any additional fees, to Deposit Account No. 501249. Sufficient funds were available in the deposit account. A copy of the date-stamped postcard, a copy of the

Patent
Attorney Docket No. 78656

Transmittal Letter authorizing the fee debit, and a print out showing the deposit account balance as of the filing date are attached.

The due date for entry into the U. S. National Phase and payment of fees was 30 months from the filing date, or March 5, 2005. Evidence is provided herewith demonstrating that the same were received in the U.S. Patent and Trademark Office on February 28, 2005. Accordingly, withdrawal of the holding of abandonment is in order and is respectfully requested.

Applicants note that their representative has discussed this matter both with Paulette R. Kidwell, who sent the Notification of Abandonment, and Daniel J. Stemmer, who was assigned the case, and has been advised that the case is being reviewed. While it is understood that the Notification is in the process of being vacated, Applicants file this Request in order to demonstrate their diligence in correcting the erroneous holding of abandonment. It is believed that no additional fees are due at this time, however, the Commissioner is authorized to debit any fees necessitated by this paper to Deposit Account No. 501249.

Respectfully Submitted,

August 29, 2005



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PATENT COOPERATION TREATY

PCTNOTIFICATION OF WITHDRAWAL
OF PRIORITY CLAIM(PCT Rule 90bis.3 and
Administrative Instructions, Section 415(a) and (b))

From the INTERNATIONAL BUREAU

To:

ALBIHNS STOCKHOLM AB
Linnégatan 2
S-114 85 Stockholm
SUÈDE

Date of mailing (day/month/year) 15 January 2004 (15.01.2004)	
Applicant's or agent's file reference 69261	IMPORTANT NOTIFICATION
International application No. PCT/SE2002/001594	International filing date (day/month/year) 05 September 2002 (05.09.2002)
Applicant BELIN, Sven, Johan	

1. The applicant is hereby notified that the priority claim made in the international application has been withdrawn in accordance with a notice of withdrawal received from the applicant on:

08 January 2004 (08.01.2004)

The attention of the applicant is drawn to the fact that the withdrawal of the priority claim will result in the re-calculation of time limits which have not already expired (see Rule 90bis.3(d)).

2. ☐ In the case where multiple priorities have been claimed, the above action relates to the following priority claim(s):

3. A copy of this notification has been sent to the receiving Office and to:

- ☐ the International Searching Authority (where the international search report has not yet been issued)
☒ the designated Offices (which have already been notified of the receipt of the record copy)
☐ the International Preliminary Examining Authority

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland Facsimile No. (41-22) 338-70-90	Authorized officer Dominique DELMAS Telephone No. (41-22) 338.96.43
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Attorney Docket No.: 68641-78656

Application No.: PCT/SE2002/001594

Filed: 5 September 2003

Title: TECHNOLOGY INDEPENDENT INFORMATION
MANAGEMENT

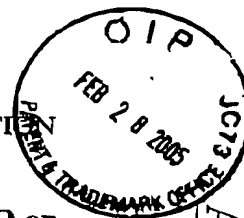
Inventor: BELIN et al

The following items were received in the USPTO on
the date stamped hereon:

- Transmittal Letter to DO/US PTO-1390, with
authorization to debit deposit account, in duplicate
- Information Disclosure Statement with PTO/SB/08A,
copy of search report and seven documents
- Preliminary Amendment (9 pages)
- Combined Declaration and Power of Attorney

DT02 Rec'd PCT/PTO 2 8 FEB 2005

10/525769



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PTO-1390 (Rev. 02-2005)

Approved for use through 3/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER <u>68641-78656</u> U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
INTERNATIONAL APPLICATION NO. <u>PCT/SE2002/001594</u>	INTERNATIONAL FILING DATE <u>5 September 2002</u>	PRIORITY DATE CLAIMED
TITLE OF INVENTION <u>TECHNOLOGY INDEPENDENT INFORMATION MANAGEMENT</u>		
APPLICANT(S) FOR DO/EO/US <u>BELIN et al</u>		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the International application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: Return Receipt Postcard, Combined Declaration/Power of Attorney, International Search Report

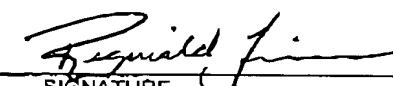
This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO-1390 (Rev. 02-2005)

Approved for use through 3/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO. <u>PCT/SE2002/001594</u>		ATTORNEY'S DOCKET NUMBER <u>68641-78656</u>	
The following fees have been submitted				CALCULATIONS PTO USE ONLY	
21. <input checked="" type="checkbox"/> Basic national fee..... \$300				\$	<u>300</u>
22. <input checked="" type="checkbox"/> Examination fee If international preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)..... \$100 All other situations..... \$200				\$	<u>200</u>
23. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the International application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared and provided to the Office..... \$400 All other situations..... \$500				\$	<u>400</u>
TOTAL OF 21, 22 and 23 =				\$	<u>900</u>
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	/50 =		x \$250	\$	
Charge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	<u>28</u> - 20 =	<u>8</u>	x \$ 50	\$	<u>400</u>
Independent claims	<u>3</u> - 3 =	<u>0</u>	x \$200	\$	<u>0</u>
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$	<u>0</u>
TOTAL OF ABOVE CALCULATIONS =				\$	<u>1300</u>
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.					
SUBTOTAL =				\$	<u>650</u>
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	
TOTAL NATIONAL FEE =				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
TOTAL FEES ENCLOSED =				\$	<u>650</u>
				Amount to be refunded:	\$
				Amount to be charged:	\$
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.					
b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>501249</u> in the amount of \$ <u>650</u> to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>501249</u> . A duplicate copy of this sheet is enclosed.					
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO:					
Customer No. <u>26288</u>					
ALBIHNS STOCKHOLM AB P.O. Box 5581, 114 85 STOCKHOLM SWEDEN			 SIGNATURE <u>REGINALD FINN</u> NAME <u>39,975</u> REGISTRATION NUMBER		

Deposit Account Statement

Sida 1 av 1


**United States
Patent and
Trademark Office**
Deposit Account Statement

Requested Statement Month: February 2005
Deposit Account Number: 501249
Name: ALBIHNS PATENTBYRA STOCKHOLM AB
Attention: KERSTIN DAHL
Address: BOX 5581
City: SE 114 85
State:
Zip: STOCKHOLM
Country: SWEDEN

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
02/01	36	29218866	M11720	1051	\$130.00	\$5,706.00
02/01	281	10500708		8021	\$40.00	\$5,666.00
02/01	284	10520023		8021	\$40.00	\$5,626.00
02/01	986	29218866		8021	\$40.00	\$5,586.00
02/02	2	09896791	3748/51594US	2251	\$60.00	\$5,526.00
02/02	1099	10520022		8021	\$40.00	\$5,486.00
02/04	62	60521145	74558	8007	\$20.00	\$5,466.00
02/04	69	PAYMENT		9203	-\$10,000.00	\$15,466.00
02/07	117	60593695	78727	2005	\$100.00	\$15,366.00
02/08	32	60593082	78131	8007	\$20.00	\$15,346.00
02/08	283	10513027		8021	\$40.00	\$15,306.00
02/10	56	60593748	78257	2005	\$100.00	\$15,206.00
02/11	107	29197298	M11625	2502	\$400.00	\$14,806.00
02/11	108	29197298	M11625	8001	\$6.00	\$14,800.00
02/14	103	60593782	78658	2005	\$100.00	\$14,700.00
02/15	50	10510187		8021	\$40.00	\$14,660.00
02/16	99	60593808	78731	2005	\$100.00	\$14,560.00
02/17	28	60593581	78618	8007	\$20.00	\$14,540.00
02/17	56	60593827	78258	2005	\$100.00	\$14,440.00
02/17	148	10470096		8021	\$40.00	\$14,400.00
02/25	25	60521234	74707	8007	\$20.00	\$14,380.00
02/25	134	60593929	78897	2005	\$100.00	\$14,280.00
02/25	135	60593930	78895-78896	2005	\$100.00	\$14,180.00

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$5,836.00	\$1,856.00	\$10,000.00	\$14,180.00

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